Gazette No. 22 dated 31st May 1955.

PART I

NOTIFICATION.

D. Dis. 7150/55/DD.

23rd May 1955.

S.R.O. 17.—In partial modification of notification No. Cl. 12821/50/DD dated 26-3-1952, it is hereby notified that the existing 18 circles of the Inspectors for the Development of the Coir Industry are re-allocated and re-established as shown hereunder.

By order of His Highness
the Raj Pramukh,
V. V. JOSEPH,
Secretary to Government.

Government Secretariat,
Industries Section.
Trivandrum.

Sl. No.	*Name of circle*	*Headquarters.*	*Jurisdiction.*
1.	Nagercoil	Nagercoil	The whole of Thovala, Agasteeswaram and Kalkulam Taluks.
2.	Neyyattinkara	Neyyattinkara	Neyyattinkara and Vilavancode Taluks.
3.	Trivandrum	Trivandrum	Whole of Trivandrum and Nedumangad Taluks and Perumathura and Perunguzhi Villages in the Sarkara Pakuthy in the Chirayinkil Taluk.
4.	Chirayinkil	Kadakkavoor	Whole of Chirayinkil Taluk excepting places included under circles 3 and 5.
5.	Quilon South	Cantonment	Southern portion of the Quilon Taluk including pakuthies of Perinad, Adichanalloor, Meenad, Kottankara, Eravipuram, Paravoor and Edava Pakuthy in the Chirayinkil Taluk and Kottarakara Taluk.
6.	Quilon North	Thevally	Northern portion of the Quilon Taluk including pakuthies of Nedumpana, Thrikkovilvattom, Vadakkevila, Thrikkadavoor, Quilon and Chavara and Chavara South Pakuthies of the Karunagapally Taluk and Pathanapuram and Shenkotta Taluks.
7.	Adoor	Adoor	Thiruvella, Kunnathur and Pathanamthitta Taluks and Mundrothuruthu and East Kallada Pakuthies of the Quilon Taluk.
8.	Karunagapally	Karunagapally	Whole of Karunagapally Taluk excepting Chavara South and Chavara Pakuthies.

Sl. No.	Name of circle.	Headquarters	Jurisdiction.
9.	Karthikapally	Karthikapally	Karthikapally and Mavelikara Taluks.
10.	Alleppey	Alleppey	Ambalapuzha Taluk.
11.	Kottayam	Kottayam	Kottayam, Changanacherry, Meenachil, Moovattupuzha, Thodupuzha, Devikulam and Peermade Taluks.
12.	Vaikom	Vaikom	Vaikom.
13.	Sherthalai	Sherthalai	The whole of Sherthalai Taluk excepting villages included under circle 14.
14.	Aroor	Aroor	Mattathiblagom and Aroor villages of the Sherthalai taluk and the karas of Chellanam, Kumbalanghi, Cheriakadavu and Pallurathy in the C. K. Taluk.
15.	Ernakulam	Ernakulam	Whole of C. K. Taluk excepting Chennamangalam Village and the villages included under circle 14.
16.	Cranganoor	Cranganoor	Cranganoor and Mukundapuram Taluks.
17.	Alwaye	Alwaye	Parur and Kunnathunad Taluks and Chennamangalam Village in the C. K. Taluk.
18.	Trichur	Trichur	Trichur, Thalapally and Chittur Taluks.

Gazette No. 22 dated 31st May 1955.

PART I

NOTIFICATION

R. Dis. 4286|50|R.D. *26th May 1955.*

In exercise of the powers conferred under sub-section (2) of Section 8 of the Dangerous Drugs Act, 1930 (Central Act II of 1930) the Government of Travancore-Cochin make the following rules permitting and regulating (a) the interstatal import into and export from the Travancore-Cochin State, the transport, possession and sale of manufactured drugs other than prepared opium and (b) the manufacture of medicinal opium or of any preparations containing morphine, diacetyl-morphine or cocaine from materials which the maker is lawfully entitled to possess, the same having been previously published as required by sub-section (1) of Section 36 of the said Act.

Government Secretariat,
Revenue Department,
Separate Revenue Section,
Trivandrum.

By order of His Highness
the Raj Pramukh,
C. K. KERALA VARMA,
Secretary to Government.

I. Short Title and Extent.

1. These rules may be called the Travancore-Cochin Dangerous Drugs Rules, 1955.

2. They extend to the whole of the Travancore-Cochin State and shall come into force at once whereupon all rules made under any other Act for a purpose specified in Sub-section (2) of Section 8 of the Dangerous Drugs Act, 1930 shall stand cancelled, except as regard anything done, or any offence committed or any fine or penalty incurred, or any proceedings instituted before these rules came into force.

II. Definitions.

3. In these rules, unless there is anything repugnant in the subject or context:—

(1) "the Act" means the Dangerous Drugs Act, 1930;

(2) "approved practitioner" means:—

(a) any person registered as a medical practitioner under the Medical Act, 1858, or any Act amending the same or the Travancore-Cochin Medical Practitioners Act 1953 or under any law for the registration of medical practitioners for the time being in force in any part of India, or

(b) any person registered as a dentist under the Dentists Act, 1878 or any Act amending the same or the Dentists Act 1948 or under any law for the registration of dentists for the time being in force in any part of India, or

(c) any person possessed of qualifications which render him eligible for registration as a medical practitioner or dentist, as the case may be, under the Medical Act, 1858, the Dentists Act, 1878, or any Act amending the said Act or under any law for the registration of medical practitioners or dentists for the time being in force in any part of India, and approved by the Commissioner for the purpose of these rules or of corresponding rules for the time being in force in any part of India, or

(d) any person who is registered under the Veterinary Surgeons Act, 1881, or who is a veterinary graduate of any of the Indian Veterinary Colleges established under the authority of Government or recognised by Government, or

(e) any other person engaged in medical, scientific or veterinary practice and approved by the Commissioner for the purpose of these rules or of corresponding rules for the time being in force in any part of India,

(3) "Commissioner" means the Excise Commissioner of the Travancore-Cochin State,

(4) "Assistant Excise Commissioner" means the officer in charge of an Excise Division subject to the control of Excise Commissioner,

(5) "Licensed chemist" means a person who has obtained a license under these rules:—

(a) for the manufacture on prescription of "medicinal opium", or of any preparation, containing morphine, diacetyl-morphine or cocaine from materials which he is lawfully entitled to possess, and

(b) for the possession and sale on prescription of any manufactured drug;

(6) "Licensed dealer" means a person who has obtained a license under these rules:—

(a) for the manufacture of "medicinal opium" or of any preparation containing morphine, diacetylmorphine or cocaine from materials which he is lawfully entitled to possess, or

(b) for the possession and sale, otherwise than on prescription, of any manufactured drug other than prepared opium;

(7) "Ounce" means an ounce avoirdupois containing 437½ grains troy;

(8) "prescription" means a prescription given by an approved practitioner for the supply of any manufactured drug other than prepared opium to a patient in accordance with these rules;

(9) "tola" means a weight of 180 grains troy.

III. Manufacture.

4. A licensed dealer or a licensed chemist may, subject to the conditions of his license, manufacture—

(1) "Medicinal opium" from opium lawfully possessed by him; and

(2) any preparation containing morphine, diacetyl-morphine, or cocaine from morphine, diacetyl-morphine, opium or cocaine lawfully possessed by him.

5. The manufacture of medicinal hemp, however, will be under and in accordance with the conditions of a license in the annexed form D. D. 7 granted by the Assistant Excise Commissioner.

IV. Possession.

6. (1) Any person may possess any manufactured drug other than prepared opium in such quantity as has been at one time dispensed and sold for his use in accordance with the provision of Rule 22 or of corresponding rules for the time being in force in any part of India.

(2) An approved practitioner may possess for use in his practice, but not for sale, the following quantities of manufactured drugs other than prepared opium:

(a) Opium derivatives other than prepared opium, containing in the aggregate not more than 120 grains of either morphine or diacetyl-morphine or both;

(b) Coca derivatives containing not more than ½ oz. of cocaine in the aggregate;

(c) Any other narcotic substance declared to be a manufactured drug under sub-clause (ii) of clause (g) of section 2 of the Act, up to such quantity as may be fixed by the Commissioner.

Provided that the Commissioner may, by special order, authorise any such practitioner to possess as aforesaid any of the said drugs in a larger quantity.

Explanation: The expression "for use in his practice" covers only the actual direct administration of the drugs in injections, surgical operations or other emergent cases by or in the presence of an approved practitioner. All other issues of the drug by an approved practitioner from his dispensary shall amount to sale except in the case of issues free of charge from specially recognised charitable institution.

7. A licensed dealer or a licensed chemist may possess manufactured drugs other than prepared opium in such quantity and in such manner as may be specified in his license.

8. A person authorised in this behalf by the Commissioner by an order made under rule 28 may possess manufactured drugs other than prepared opium in such quantity and in such manner as may be specified in that order.

9. A person to whom a permit has been granted under these rules for the import, export or transport of manufactured drugs other than prepared opium may possess such drugs in such quantity and in such manner as may be specified in the permit.

10. A person in charge of a Government Hospital or Government Medical Institution may possess manufactured drug other than prepared opium in such quantity as may be authorised by the Surgeon General.

V. Import, Export & Transport.

11. No Dangerous Drug shall be imported into the State except under an authorisation in the appended form granted by the Board of Revenue and a permit in addition obtained from the concerned Assistant Excise Commissioner and unless each of the packages or other containers in which the dangerous drug is imported bears a label indicating the name of the drug and in the case of preparations the percentage of the drug contained therein.

12. The following classes of persons may import into the State interstatally manufactured drugs other than prepared opium:

(1) a licensed dealer to the extent he can lawfully possess under these rules;

(2) a licensed chemist to the extent he can lawfully possess under these rules;

(3) an approved practitioner to the extent he can lawfully possess under these rules;

(4) a person who has been granted permit in this behalf up to the limit specified in the permit;

(5) a person authorised by the Commissioner up to the limit specified in the authorisation;

Provided that such persons have taken an import authorisation from the Board of Revenue.

13. (1) No import authorisation shall be granted under rules 11 and 12 unless the intending importer furnishes the following details, namely:—

(i) the name and address of the firm in the exporting State.

(ii) exact description and amount of the drug to be imported and, in case of morphine or diacetyl preparations or coca derivatives the amount of morphine, diacetyl-morphine or cocaine contained in each preparation to be imported; and

(iii) an undertaking by the applicant that the drug to be imported is intended exclusively for medicinal purposes.

(2) Nothing in these rules shall be deemed to permit the interstatal import of manufactured drugs from any State unless the rules for the time being in force in such State are complied with.

14. Any person may import, export and transport such quantity of manufactured drugs other than prepared opium as he may lawfully possess under rule 6.

15. The following classes of persons namely:—

(a) a licensed dealer;

(b) a licensed chemist; and

(c) any person authorised by the Commissioner under rule 28 may, subject to the restrictions contained in rules 19 and 20 in case of (a) and rules 19 and 22 in case of (b), export interstatally manufactured drugs other than prepared opium to any State, only on the production of an import authorisation granted under the rules for the time being in force in such State before the Assistant Excise Commissioner of the Division of export.

16. On the production of the import authorisation before the Assistant Excise Commissioner of the Division of export, such Assistant Excise Commissioner shall countersign the authorisation and issue a pass to cover such export.

17. A person to whom a permit or authorisation has been granted under these rules for the transport of manufactured drugs other than prepared opium may transport the drugs in such quantity and in such manner as may be specified in the permit or authorisation granted to him.

18. Every person importing, exporting or transporting manufactured drugs other than prepared opium shall comply with such general or special directions as may be given by the Commissioner.

VI. Transmission by post.

19. The transmission (import, export or transport) of manufactured drugs other than prepared opium by inland post by a licensed chemist or a licensed dealer is permitted subject to the following conditions:—

(i) Only the parcel post shall be used,

(ii) The parcels shall be insured.

(iii) The transmission shall be covered by an import authorisation, export or transport pass granted under these rules as the case may be, and marked "available by parcel post."

(iv) The parcel shall be accompanied by a declaration showing the names of consignor and consignee, the contents of the parcel in detail, the number and date of the permit covering the transmission, the number of the license held by the consignee or a declaration that consignee is exempt from the obligation to have in possession of a license for the quantity concerned and further particulars that may be required.

VII. Sale.

20. (1) A licensed dealer may be permitted to sell otherwise than on prescription:—

- (a) to another dealer or chemist licensed under these rules or under corresponding rules for the time being in force in any part of India;
- (b) to an approved practitioner,
- (c) to a person who has been granted permit under rule 27 or under corresponding rules for the time being in force in any part of India;
- (d) to any person authorised by the Commissioner in this behalf under rule 28;

Manufactured drugs other than prepared opium not exceeding the limits which such persons may lawfully possess under these rules or the said corresponding rules:

Provided that the drug shall be delivered only to such purchaser as aforesaid in person, or to his duly authorised representative on production by the latter of a written authorisation to take delivery on his behalf by the purchaser.

(2) Such drugs shall be sold only in packages or bottles after affixing thereon marks plainly exhibiting the amount of the Drugs in each package or bottle.

(3) Any preparation, admixture, extract or other substance containing such drugs shall be sold only in packages or bottles after affixing thereon marks plainly exhibiting;

- (a) in the case of a powder, solution or ointment the total amount thereof in each package or bottle and the percentage of the drug contained in the powder, solution or ointment, and
- (b) in the case of tablets or other similar articles the amount of the drug in each article and the number of articles in each package or bottle.

21. On every package or bottle containing manufactured drug other than prepared opium marks shall be affixed exhibiting the percentage or proportion or amount of opium, CANNABIS INDICA morphine, diacetyl-morphine or cocaine contained in the drugs.

22. A licensed chemist may sell manufactured drugs other than prepared opium on prescription subject to the following conditions, namely:

(a) the drugs shall be sold in such quantity and for the use of such person only as may be specified in the prescription;

(b) the drugs shall be supplied only once on a prescription unless it bears a superscription by an approved practitioner stating that it is to be repeated and at what intervals of time and how many times it is to be repeated;

Provided that if it appears that the drugs have already been sold on the prescription six times or such number of times less than six as the prescription is required to be repeated, or that the interval specified in the prescription has not elapsed since it was last dispensed, he shall not sell the drugs on such prescription without a fresh superscription in that behalf by an approved practitioner.

(c) a copy of each prescription shall be taken and kept by the licensed chemist on the first sale of the drugs, and on the occasion of each sale thereon, he shall enter on the prescription the date of the sale and shall also sign and seal it; and

(d) any other conditions that may be contained in his license.

VIII. Conditions relating to prescription.

23. No prescription for the supply of manufactured drugs other than prepared opium shall be given by an approved practitioner otherwise than in accordance with the following conditions:—

(1) the prescription shall be in writing, shall be dated and signed by the approved practitioner with his full name and address and qualifications and shall specify the name and address of the person to whom the prescription is given and the total amount of the drug to be supplied on the prescription provided that, where the medicine to be supplied on the prescription is a proprietary medicine, it shall be sufficient to state the amount of the medicine to be supplied, when a dose in excess of the usual dosage of any such manufactured drug other than prepared opium is prescribed the amount of the dose shall be emphasised by being underlined and the initials of the practitioner set in the margin opposite:

(2) the prescription shall not be given for the use of the prescriber himself;

(3) a registered dentist shall give a prescription only for the purpose of dental treatment and shall mark it "for local dental treatment only" and

(4) a registered Veterinary Surgeon shall give a prescription only for the purpose of treatment of animals and shall mark it "for animal treatment only".

IX. Accounts.

24. Every licensed dealer or licensed chemist shall maintain regular and accurate accounts of all transactions in Form No. 1 appended to these rules. Such accounts shall show in respect of each receipt the source of supply and the quantity

received and in respect of sales, the quantity sold each day. The licensee shall file, in support of his accounts of receipt, the customs receipts for duty, paid or the invoices of supplies obtained otherwise than by import by sea, and in support of his accounts of sales, a receipt from each person to whom an issue is made or the orders on which such issues were made. Accounts of transactions under this license shall be kept separate from those maintained by him under any other license. At the end of each month totals shall be struck showing separately the issues to (a) licensees including approved practitioners who hold licenses, and (b) approved practitioners and others authorised to possess dangerous medicinal drugs. Such accounts shall be preserved for not less than two years from the date of the last entry in the accounts. The licensees shall furnish to the Assistant Excise Commissioner such statistics about receipts or sales as he may require from time to time.

25. Every approved practitioner or permit-holder shall maintain an accurate and regular account of the manufactured drugs other than prepared opium possessed and administered by him in Form No. 2 appended to these rules showing the daily receipts, expenditure and balance and such account shall be open to inspection by any officer of the Excise Department not below the rank of a Range Inspector.

X. Approval, Authorisation licenses and Permits.

26. The Commissioner may for the purpose of sub-clauses (c) and (e) of clause (2) of rule 3 approve any person engaged in medical, scientific or veterinary practice.

27. The Assistant Excise Commissioner may, with the sanction of the Commissioner, by general or special order, grant a permit in Form No. 3 appended to these rules to a medical officer in managing or supervising charge of a hospital or charitable dispensary not under Government supervision or to any person in charge of an Educational Institution or engaged in scientific research to import, transport and possess manufactured drugs other than prepared opium in such manner and in such quantity as may be specified by him in that permit.

28. The Commissioner may, by a special order, authorise any person to import, export, transport or possess manufactured drugs other than prepared opium subject to the conditions, if any, as may be specified in that order.

29. The Assistant Excise Commissioner may grant to any person a dealer's license in Form No. 4 appended to these rules to manufacture, possess and sell, otherwise than on prescriptions manufactured drugs, other than prepared opium subject to the provisions of rules 4, 8 and 20 and to the conditions of the license. Before granting such license for the first time previous approval of the Commissioner should be taken.

30. The Assistant Exciso Commissioner may grant to any person a chemist's license in Form No. 5 appended to these rules permitting him to manufacture, possess and dispense and sell on prescription, manufactured drugs other than prepared opium subject to the provisions of rules 4, 8 and 22 and to the conditions of the license.

31. The Assistant Excise Commissioner may grant a pass in Form No. 6 appended to these rules:—

(1) to a licensed dealer or licensed chemist to import and export manufactured drugs other than prepared opium subject to the provisions of rules 12, 13, 15 and 19 and to such other conditions as may be imposed by the Commissioner;

(2) to transport manufactured drugs other than prepared opium subject to the provisions of rules 17 and 19 and to such other conditions as may be imposed by the Commissioner.

32. The licenses or permits granted under these rules shall be current for the period from 1st April to 31st March of the following year or for any shorter period as the Assistant Excise Commissioner may direct.

33. The fees for the licenses granted under these rules shall be charged as follows:—

(a) a dealer's license in D. D. Form No. 4 Rs. 5 per annum.

(b) a chemist's license in D. D. Form No. 5 Rs. 5 per annum.

(c) a license for the manufacture of medicinal hemp in D. D. Form No. 7—Rs. 5 per annum.

34. (1) Subject to such direction as may be given by the Commissioner, the authority who has granted a license, pass, authorisation or permit under these rules may cancel or suspend such license, pass, authorisation or permit:—

(a) if such person has failed to pay any duty or fee payable under these rules; or

(b) if it is transferred or sublet by the holder thereof without the permission of the said authority; or

(c) in the event of any breach, by the holder thereof or by any of his employees or by any one acting on his behalf with his express or implied permission, of any of these rules or of any of the terms or conditions thereof; or

(d) if the holder thereof is convicted of any offence punishable under the Act or of any consignable and non-bailable offence or of any offence punishable under the Travancore Abkari Act, IV of 1073 or the Cochin Abkari Act I of 1077, or under any corresponding Act relating to excise in any other State or under the Opium Acts or under the Merchandise Marks Act, 1889 or under entry 8 of the schedule to Section 167 of the Sea Customs Act, 1878; or

(2) In any other case not provided under sub-rule (1), the authority granting the license or permit, may, if he considers that such license or permit should be withdrawn, withdraw the license or permit on the expiration of 15 days' notice in writing of his intention to do so.

35. A license dealer or licensed chemist or a permit holder, may surrender his license or permit at any time by 15 days'

notice in writing given by him to the Assistant Excise Commissioner after payment of such dues for which he may be liable to Government.

36. When a license or a permit granted under these rules has been cancelled, suspended or withdrawn under the provisions of these rules, the licensee or permit-holder shall forthwith make over all the manufactured drugs other than prepared opium in his possession to such an officer as the Assistant Excise Commissioner may direct for disposal in the manner as provided in rule 40.

37. (1) Every licensee or permit-holder shall at once produce for inspection his license or permit and his account book on the demand of any Excise Officer not below the rank of a Range Inspector of Excise having jurisdiction in the area, and shall not prevent any such officer from entering and inspecting the premises in which he is authorised to store the manufactured drugs other than prepared opium at any hour of the day or night during which such premises may be kept open for business.

(2) Every licensee or permit-holder shall, when required by an officer not below the rank of Range Inspector of Excise, assist him in taking account of his stock.

38. (1) In case of any breach of these rules or of any of the conditions for which a license or permit is liable to be cancelled or suspended under clauses (a), (b), (c) and (d) of sub-rule (1) of rule 34 the Assistant Excise Commissioner may in lieu of such cancellation or suspension, impose a penalty not exceeding Rs. 100 for every such breach.

(2) The imposition of any penalty under these Rules shall not however relieve the licensee or permit-holder from liability to be prosecuted for any specific offence committed against the Act or Rules thereunder.

XI. Powers

38. All officers of the Excise Department of and above the rank of Range Inspector may:—

(1) enter and inspect any place in which manufactured drugs other than prepared opium are kept for sale or for such other use as is provided by these rules, at any time by day or night during which the place may be kept open.

(2) examine the accounts and registers maintained in any such place as aforesaid and seize such accounts and registers which he may have reason to believe to be false,

(3) examine, test, weigh and measure all manufactured drugs other than prepared opium found in any place as aforesaid, and

(4) examine or test and seize any measures or weights found in any such place which he has reason to believe to be false.

XII. Disposal of drug made over to the Assistant Excise Commissioner

40. (1) The Assistant Excise Commissioner shall cause samples of all manufactured drugs other than prepared opium

made over to him under rule 36 to be examined by the Chemical Examiner to the Government or by such other officer as the Commissioner may direct. The cost of examination shall be borne by the owner.

(2) If any such drugs are certified by such officer to be fit for use, the Assistant Excise Commissioner may allow them to be sold to any dealer or chemist, licensed under these rules. The Assistant Excise Commissioner may require any licensed dealer or licensed chemist, to purchase such drugs not exceeding such quantity as the Assistant Excise Commissioner may determine to be ordinarily saleable by him in two months, at such rate as the Assistant Excise Commissioner may direct.

(3) If any such drugs are certified by the Chemical Examiner to be unfit for use, the Assistant Excise Commissioner shall cause them to be destroyed.

XIII. Exemption

41. All preparations containing less than 0.1 per cent of cocaine and 0.2 per cent of morphine and any preparations which the Central Government may by notification in the official Gazette declare not to be manufactured drug other than prepared opium shall be examined from the provisions of these rules relating to import, export, transport, possession and sale:

Provided that tincture opium shall not be issued by any licensee to any person other than a medical practitioner who requires it for bonafide medicinal purposes.

XIV. Issue of subsidiary orders.

42. Subject to the provisions of the Act and of these rules the Commissioner may from time to time issue such instructions as he may think fit for the purpose of carrying out the provisions of these rules.

XV. Appeal and Revision

43. An appeal shall lie from an original or appellate order made under these rules by an Excise Officer as follows, namely:—

(a) to the Assistant Excise Commissioner when the order is made by an officer subordinate to him;

(b) to the Commissioner when the order is made by the Assistant Excise Commissioner.

Provided that:—

(i) when an original order is confirmed on first appeal a second appeal shall not lie.

44. (1) Every memorandum of appeal shall be presented within one month from the date of the order appealed against.

(2) Every memorandum of appeal shall be accompanied by the order appealed against or by a certified copy of such order.

45. Any order passed under these rules by an Excise Officer may be revised by the Board of Revenue, the Commissioner or the Assistant Excise Commissioner to whom such an officer is subordinate.

D. D. FORM No. 1.

(*Rule* 24.)

Forms of accounts to be maintained by D. D. 1 and D. D. 2 licensees

Month and date.	*Particulars of transactions, receipts, issues, total balance etc.*	*Raw opium.*	*Opium derivatives other than prepared opium.*					
			Medicinal opium.					
			Total.					
			Bulk weight.	*Drug contents.*	*Bulk weight.*	*Drug contents.*	*Bulk weight*	*Drug contents.*
1	1A	2	3	4	5	6	7	8
		lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and date.	*Particulars of transactions, receipts, issues, total balance etc.*	*Opium derivatives other than prepared opium.*			
		Medicinal opium.			
		Total.			
		Bulk weight.	*Drug contents.*	*Bulk weight.*	*Drug contents.*
		9	10	11	12
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and date	Particulars of transactions, receipts, issues, total balance, etc.	Opium derivatives other than prepared opium—(contd.)					
		Opium in the form of tincture, extracts and such other preparations containing more than 0.2 per cent of morphine as are made direct from opium.					
		Total.					
		Bulk weight. 13	Drug contents. 14	Bulk weight. 15	Drug contents. 16	Bulk weight. 17	Drug contents. 18
		oz. gr.	oz. gr.	oz. gr.	oz. gr.	oz. gr.	oz. gr.

Month and date.	Particulars of transactions, receipts, issues total balance etc.	Opium derivatives other than prepared opium—(contd.)							
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts.							
		Pure morphine.							
		Bulk weight. 19	Drug contents. 19A	Bulk weight. 20	Drug contents. 21	Bulk weight. 22	Drug contents. 23	Bulk weight. 24	Drug contents. 25
		lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

D. D. FORM No. 1—(*contd.*)

Month and date	Particulars of transactions, receipts, issues, total balance, etc.	*Opium derivatives other than prepared opium*—(contd.)					
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts—(contd.)					
		Bulk weight.	*Drug contents.*	*Bulk weight.*	*Drug contents.*	*Bulk weight.*	*Drug contents.*
		26	27	28	29	30	31
		lb. oz. gr.	*oz. gr.*	*lb. oz. gr.*	*oz. gr.*	*lb. oz. gr.*	*oz. gr.*

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	*Opium derivatives other than prepared opium*—(contd.)					
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts—(contd.)					
		Bulk weight.	*Drug contents.*	*Bulk weight.*	*Drug contents.*	*Bulk weight.*	*Drug contents.*
		32	33	34	35	36	37
		lb. oz. gr.	*oz. gr.*	*lb. oz. gr.*	*oz. gr.*	*lb. oz. gr.*	*oz. gr.*

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	Opium derivatives other than prepared opium—(contd.)					
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine or are made direct from morphine and its salts—(contd.)					
		Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.
		38	39	40	41	42	43
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	Opium derivatives other than prepared opium—(contd.)					
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine or are made direct from morphine and its salts—(contd.)					
		Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.
		44	45	46	47	48	49
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

D. D. FORM No. c—(contd.)

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	Opium derivatives other than prepared opium—(contd.)					
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts—(contd.)					
		Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.
		50	51	52	53	54	55
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	Opium derivatives other than prepared opium—(contd.)					
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts—(contd.)					
		Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.
		56	57	58	59	60	61
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

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Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	Opium derivatives other than prepared opium—(contd.)					
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine or are made direct from morphine and its salts—(contd.)				Total	
		Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.
		62	63	64	65	66	67
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.
1							

Month and date.	Particulars of transactions, receipts, issues, total balance, etc.	Opium derivatives other than prepared opium—(contd.)							
		Diacetyl-morphine. diacetyl-morphine		Diacetyl-morphine (diamorphine, heroin), pure diacetyl-morphine, salt of diacetyl-morphine and all the preparations containing diacetyl-morphine.					
		Heroin pure.							
		Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.
		68	69	70	71	72	73	74	75
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

D. D. FORM No. 1—(contd.)

Month and date.	Particulars of transactions, receipts, issues, total balance, etc.	Opium derivatives other than prepared opium—(contd.)							
		Diacetyl-morphine (diamorphine, heroin), pure diacetyl-morphine salt of diacetyl-morphine and all the preparations containing diacetyl-morphine—(contd.)							
		Total.							
		Bulk weight. 76	Drug contents. 77	Bulk weight. 78	Drug contents. 79	Bulk weight. 80	Drug contents. 81	Bulk weight. 82	Drug contents. 83
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and Date.	Particulars of transactions receipts, issues total balance, etc.	Coca derivatives.								
		Cocaine in the form of pure cocaine, salts of cocaine and such other preparations containing more than 0.1 per cent of cocaine as are made from cocaine and its salts.								
		Cocaine pure.								
		Crude Cocaine. 84	Bulk weight. 85	Egonine. 86	Bulk weight. 87	Drug contents. 88	Bulk weight. 89	Drug contents. 90	Bulk weight. 91	Drug contents. 92
		lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	*Cocaine in the form of pure cocaine, salts of cocaine and such other preparations containing more than 0.1 per cent of cocaine as are made from cocaine and its salts.*							
		Total.							
		Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.
		93	94	95	96	97	98	99	100
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	*Cocaine in the form of such preparations containing more than 0.1 per cent of cocaine as are made direct from coca leaves.*					
		Total.					
		Bulk weight.	Drug contents.	Bulk weight.	Drug contents.	Bulk weight.	Drug contents.
		101	102	103	104	105	106
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	lb. oz. gr.

D. D. FORM No. 1—(*contd.*)

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	*Medicinal hemp.* Extract of hemp. Bulk weight. 107	Extract of hemp. Drug contents. 108	Tincture of hemp. Bulk weight. 109	Tincture of hemp. Drug contents. 110	Total Drug contents. 111
		lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.

Month and Date.	Particulars of transactions, receipts, issues, total balance, etc.	*Other narcotic substances declared to be manufactured drugs.* Bulk weight. 112	Bulk weight. 113	Bulk weight. 114	Bulk weight. 115	Bulk weight. 116	Bulk weight. 117	Bulk weight. 118
		lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.

Particulars of receipts.				Particulars of sale.				
In case of import from overseas.		In other cases.		For licensed dealers.		For licensed chemists.		
No. and date of import certificate.	No. and date of customs receipts for duty paid.	No. and date of import or transport pass.	No. and date of invoice.	Name and address of (1) License holder and No. of license. (2) Permit-holder and No. of permit. (3) Approved practitioner. (4) Hospital or charitable dispensary.	No. and date of (1) Export pass (2) Transport pass. (3) Indent.	Name and address of the person to whom sold.	Name of approved practitioner on whose prescription the issue is made.	Remarks.
119	120	121	122	123	124	125	126	127

D. D. FORM No. 2.

(*Rule 25*)

Form of accounts to be maintained by approved practitioners and permit-holders for manufactured drugs administered by them.

Date.

Particulars of transactions, receipts, issues, balance, etc.	*Opium derivatives other than prepared opium.*			*Coca derivatives.*		
	Description.	*Bulk weight.*	*Drug contents.*	*Description.*	*Bulk weight.*	*Drug contents.*
Stock in hand						
Quantity purchased						
Quantity extended						
Balance						

D. D. FORM No. 2—(*concld.*)

Particulars of transactions, receipts, issues, balance, etc.	*Medicinal hemp.*						*Other narcotic substances declared to be manufactured drugs.*	*Name and address of the firm from which purchased and the date of purchase.*	*Remarks.*
	Extract.			*Tincture.*					
	Description.	*Bulk weight.*	*Drug contents.*	*Description*	*Bulk weight.*	*Drug contents.*	*Description.*		
Stock in hand									
Quantity purchased									
Quantity extended									
Balance									

N. B.—Accounts of each kind of preparation to be kept separately.

D. D. FORM No. 3

(Rule 27)

Permit for the import, transport and possession of manufactured drugs other than prepared opium.

(The counterfoil of this permit is to be signed by the permit-holder or his authorised agent and filed in the Assistant Excise Commissioner's Office).

Division—

No. of permit in Register No.

Name of permit-holder—

Locality—

It is required of the holder of this permit, as a condition of its remaining in force, that he shall duly and faithfully perform and abide by the following conditions:—

I. That he shall not transfer his permit to any other person.

II. That he shall not possess more than the following weights of manufactured drugs at a time—

(a) opium derivatives other than prepared opium containing in the aggregate not more than *of either morphine or diacetyl-morphine or both;

(b) coca derivatives containing in the aggregate not more than* of cocaine;

(c) medicinal hemp up to *in the case of extract and up to *in the case of tincture;

(d) any other narcotic substance declared to be a manufactured drug up to *

III. That he shall use manufactured drugs other than prepared opium only for medicinal, educational, or scientific purposes as the case may be at the premises for which this permit is granted and that he shall not use the drugs in any other place without a separate permit.

IV. That he shall purchase all manufactured drugs from a dealer licensed under the Travancore-Cochin Drugs Rules, 1955 or under any corresponding rule for the time being in force in any part of India.

V. That he shall abide by the rules regarding import and transport of manufactured drugs by means other than post.

*Quantities to be fixed by Assistant Excise Commissioner according to requirements.

VI. That he shall not sell the manufactured drugs to any one.

N. B. Infraction of any of the above conditions or any rule of Travancore-Cochin Drugs Rules, 1955 will subject the holder of this license to cancellation of the license and to all and any of the penalties prescribed by the law or rules.

Assistant Excise Commissioner.

Excise Division Office,
............Dated............

D. D. FORM No. 3

Permit for the import, transport and pessession of manufactured drugs other than prepared opium.

COUNTERFOIL

Name of Division—

No. of permit in Register No.—

Name of permit-holder—

Locality—

Permit current from to

Received the permit of which this is the counterfoil.

Signature of the permit-holder.

D. D. FORM No. 4

(Rule 29)

License for the manufacture, possession and sale otherwise than on prescription of manufactured drugs other than prepared opium by a dealer.

Division—

No. of license in Register No.—

Name of person holding license—

Place of business—

(Note:—The counterfoil of this license is to be signed by the dealer and filed in the Excise Division Office).

resident of is

hereby authorised by the Assistant Excise Commissioner of to manufacture, possess and sell otherwise than on prescription manufactured drugs at from to the 31st March 19

This license extends—

(a) to the manufacture of medicinal opium from opium, which the licensee is entitled to possess,

(b) to the manufacture of any preparation containing morphine, diacetyl-morphine or cocaine from morphine, diacetyl-morphine, opium or cocaine which the licensee is entitled to possess,

(c) to the possession and sale otherwise than on prescription of manufactured drugs.

It is required of the holder of this license, as a condition of its remaining in force, that he shall duly and faithfully perform and abide by the following conditions:—

1. That he shall pay to Government in advance, a fee of Rupee and that he shall pay the same into a Government Treasury.

2. That he shall not possess more than the following weights of manufactured drugs at a time:—

(a) opium derivatives other than prepared opium containing in the aggregate not more than *of either morphine or diacetyl-morphine or both;

(b) Coca derivatives containing in the aggregate not more than* of cocaine;

(c) medicinal hemp up to *in the case of extract and up to *in the case of tinctures.

(d) any other narcotic substance declared to be a manufactured drug up to

3. That he may possess excise opium or opium in powder up to for the manufacture of medicinal opium. Such opium shall be obtained either from the Government Treasury

at or from the Gazipur Opium Factory with the special permission of the Excise Commissioner.

4. That he shall not manufacture, possess, or sell manufactured drugs in virtue of this license, at any place except his place of business.

N. B. Infraction of any of the above conditions or any rule of the Dangerous Drugs (Import, Export and Transhipment) Rules, 1953 or of the Travancore-Cochin Drugs Rules, 1953, will subject the holder of this license to cancellation of the license and to all and any of the penalties prescribed by the law or rules.

Assistant Excise Commissioner.

D. D. FORM No. 4

License for the manufacture, possession and sale otherwise than on prescription of manufactured drugs other than prepared opium by a dealer.

COUNTERFOIL

Name of Division—

No. of license in register No.—

Name of the licensed dealer—

Locality of manufacture and of vend—

License current from to

Amount of fee paid in advance—Rs.

Received the license of which this is the counterfoil.

Signature of the licensed dealer.

D. D. FORM No. 5.

(Rule 30).

License for the manufacture, possession and sale on prescription of manufactured drugs other than prepared opium by a chemist.

Division.—

No. of license in register No.—

Name of vendor—

Locality of vend—

(Note:—The counterfoil of this license is to be signed by the chemist and filed in the Assistant Excise Commissioner's office)

resident of is hereby authorised by the Assistant Excise Commissioner of to manufacture, possess and sell on prescription manufactured drugs at from to the 31st March 19

This license extends—

(a) to the manufacture on prescription of medicinal opium from opium, which the licensee is entitled to possess;

(b) to the manufacture on prescription of any preparation containing morphine, diacetyl-morphine, opium or cocaine which the licensee is entitled to possess;

(c) to the possession and sale on prescription of manufactured drugs.

It is required of the holder of this license, as a condition of its remaining in force, that he shall duly and faithfully perform and abide by the following conditions:—

1. That he shall pay to Government in advance a fee of rupee and that he shall pay the same into a Government Treasury.

2. That he shall not possess more than the following weights of manufactured drugs at a time:—

(a) opium derivatives other than prepared opium containing in the aggregate not more than of either morphine or diacetyl-morphine or both;

(b) coca derivatives containing in the aggregate not more than of cocaine;

(c) medicinal hemp up to in the case of extract and up to in the case of tincture;

(d) any other narcotic substance declared to be a manufactured drug up to

3. That he shall not manufacture, possess or sell manufactured drugs in virtue of this license at any place except his place of business.

4. That he shall not sell or deliver manufactured drugs to any child apparently under the age of 16 years whether for consumption by such child or by any other person and whether for consumption on or off the premises.

N. B. Infraction of any of the above conditions, or any rule of the Dangerous Drugs (Import, Export and Transhipment) Rules, 1953, or of the Travancore-Cochin Dangerous Drugs Rules, 1953, will subjeot the holder of this license to cancellation of the license and to all and any of the penalties prescribed by the law or rules.

D. D. FORM No. 5.

License for the manufacture, possession and sale on prescription of manufactured drugs other than prepared opium by a chemist.

COUNTERFOIL.

Division—

No. of license in register No.—

Name of chemist—

Locality of manufacture and vend—

License current from to

Amount of fee paid in advance—Re. 1.

Received the license of which this is the counterfoil.

Signature of licensed chemist.

D. D. FORM No. 6.

(*Rule 31.*)

Counterfoil.

Pass for the Import/ Export/ Transport (inter-provincial) of

Manufactured drugs other

Pass granted to ______________

(here enter name of consignee)

Import from/ Export to/ Transport from or *via* ______________ (here enter the ______________ into/ from/ ______________ locality and district) to (here state district)

manufactured drugs to the amount of ______________ as specified below:—

(Here state description and weight or quantity of each kind of drug.)

....

....

This pass must be used within one month from the date of its issue. The bulk of the consignment shall not be broken in transit.

This pass shall be delivered on arrival of the drugs at their destination to the undersigned to be affixed to its counterfoil.

Dated *Asst. Excise Commissioner.*

Duplicate No.

Pass for the Import/ Export/ Transport/ Transit of ______________

(here enter name of drug)

Pass granted to ______________

(here enter name of consignee)

Import from/ to Export to/ Transport from or *via* ______________ (here enter the ______________ into/ from/ ______________ locality and district) to (here state district)

manufactured drugs to the amount of ______________ as specified below:—

(Here state description and weight or quantity of each kind of drug.)

....

....

This pass must be used within one month from the date of its issue. The bulk of the consignment shall not be broken in transit.

This pass shall be delivered on arrival of the drugs at their destination to the undersigned to be affixed to its counterfoil.

Dated *Asst. Excise Commissioner.*

Triplicate No.

Pass for the Import/ Export/ Transport/ Transit of ______________

(here enter name of drug)

Pass granted to ______________

(here enter name of consignee)

Import from/ to Export to/ Transport from or *via* ______________ (here enter the ______________ into/ from/ ______________ locality and district) to (here state district)

manufactured drugs to the amount of ______________ as specified below:—

(Here state description, weight and quantity of each kind of drug.)

....

....

This pass must be used within one month from the date of its issue. The bulk of the consignment shall not be broken in transit.

This pass shall be delivered on arrival of the drugs at their destination to the undersigned to be affixed to its counterfoil.

Dated *Asst. Excise Commissioner.*

REVERSE.

N. B.—This pass must be produced before the Assistant Excise Commissionee of the despatching division for his countersignature and for filling the particulars noted below:—

1. This pass is to eemain in force from to
2. The drugs shall be conveyed in charge—
   (*a*) Name of person, (if any) of (*a*)
   (*b*) (Route and mode of conveyance) by (*b*)
3. The number and description of packages containing drugs coveeed by the pass aee

....

....

Asst. Excise Commissioner of the despatching division.

Dated

N. B.—This pass must be produced before the Assistant Excise Commissionee of the despatching division for his countersignature and for filling the particulars noted below:—

1. This pass is to remain in force from to
2. The drugs shall be conveyed in charge—
   (*a*) (Name of person, if any) of (*a*)
   (*b*) (Route and mode of conveyance) by (*b*)
3. The number and description of packages containing drugs coveeed by the pass are

....

....

Asst. Excise Commissioner of the despatchieg division.

Dated

N. B.—This pass must be produced before the Assistant Excise Commissioner of the despatching division for his countersignature and for filling the particulars noted below:—

1. This pass is to remain in force from to
2. The drugs shall be conveyed in charge—
   (*a*) (Name of person, if any) of (*a*)
   (*b*) (Route and mode of conveyance) by (*b*)
3. The numbee and description of packages containing drugs covered by the pass are

....

....

Asst. Excise Commissioner of the despatching division.

Dated

D. D. FORM No. 7.

License for the manufacture of medicinal hemp (See Rule 5).

No. of license.

Name (in full) of the person licensed.

His residence.

His place of business.

The person named above, and hereinafter called the "licensee" is hereby authorised to manufacture medicinal hemp, hereinafter alluded to as "the drug," during the official year ending March 19 subject to the following conditions:—

1. The license is granted to the licensee personally and is not transferable.

2. The licensee shall comply with all the provisions of the rules for the time being in force made under the Dangerous Drugs Act.

3. The licensee shall intimate to the Commissioner particulars of the employment or change of his agent (servants, etc.) and pay a fee of Re. 1 for every such appointment. The licensee shall be responsible for the acts and omissions of every person employed by him in carrying on his business and of all his servants, as if the said acts and omissions were his own.

4. The licensee shall not manufacture the drug save from materials which he is lawfully entitled to possess.

5. The licensee shall not manufacture or keep the drug or keep the materials used for the manufacture of the drug at any place except his place of business.

6. The licensee shall not possess or sell the drug otherwise than in accordance with the rules made under the Dangerous Drugs Act.

7. The licensee shall not consume or permit any person under his control or authority to consume the drug at his place of business.

8. The licensee shall maintain true accounts of all transactions, in Form D. D. bound in books, paged and sealed with the Commissioner's seal. Such books can be had from the offices of Inspectors of Excise at a cost of eight annas per book. The price is to be remitted beforehand into a State Treasury and the chalan handed over to the Inspector before the book is to be issued. Entries in the accounts shall be made on the day on which transactions take place. The accounts shall be preserved for not less than two years from the date of the last entry in the accounts. The licensee shall furnish such information as the Commissioner may require from time to time. In case of suspension or cancellation of the license, the accounts shall be handed over to the Excise Officer of the place not below the rank of Inspector.

9. The licensee shall, when required by the Commissioner or any other officer duly authorised by him, deliver up this license for amendment or for the issue of a fresh license.

10. Stocks of the drug or the materials used for its manufacture and all accounts and records of transactions under this license shall be open to inspection by an officer specially or generally authorised by the Commissioner.

11. An inspection note book, with pages sealed and numbered consecutively shall be maintained for the use of the Inspecting officers and preserved in good condition. It shall be handed over to the Inspector of the Circle or to any officer authorised by him to receive it on a receipt being given therefor. The book shall be handed over to the Excise Inspector at the end of the period for which the license is in force.

12. In case of breach of any of the conditions of the license, the Commissioner may cancel or suspend the license, or, in lieu thereof, impose a penalty not exceeding one hundred rupees.

13. The imposition of a penalty or the cancellation or suspension of this license under the foregoing condition shall not operate as a bar to prosecution for any offence which may have been committed by the licensee under the Dangerous Drugs Act.

14. If the licensee has in his possession on the expiry, cancellation or suspension of this license, any stock of the drug, he shall deliver it up to the Commissioner.

15. The licensee shall be bound to purchase in such quantity, not exceeding the quantity which he is likely to sell in two months, and at such rates as the Commissioner may direct, any stock of the drug that may be delivered up to the Commissioner under the provisions of Condition 14.

16. The licensee shall not manufacture drugs in a quantity larger than his requirements for two months.

Description of the licensed premises.

Taluk, Village, Desam, Street, Door No. and other particulars in full.	*Bounded on the*			
	North by	*East by*	*South by*	*West by*

Dated the ....

Assistant Commissioner of Excise.

No............

IMPORT CERTIFICATE (Rule 11)

International Opium Convention, 1912.

CERTIFICATE OF OFFICIAL APPROVAL OF IMPORT

I hereby certify that the Board of Revenue, Travancore-Cochin being the authority charged with the administration of the Law relating to dangerous drugs to which the International Opium Convention of 1912 applies has approved the importation.

by (a)

of (b)

from (c)

Subject to the condition (d)

and is satisfied that the consignment proposed to be imported is required solely for

The corresponding duplicate export authorisation should be sent to the Secretary, Central Board of Revenue.

Office of the Board of Revenue,
Trivandrum.

Secretary.

Note: — (a) Name, address and business of importer.

(b) Exact description and amount of drug to be imported.

(c) Name and address of the firm in exporting country from which the drug is to be obtained.

(d) State any special conditions to be observed e. g. not to be imported through the post.

Gazette No. 22 dated 31st May 1955.
PART I. Section iii.

NOTIFICATION.

No. LD (b) 3-3172|50|Law. *27th May, 1955.*

The following Act, passed by the Legislative Assembly and assented to by His Highness the Rajpramukh, is hereby published for general information.

By order of His Highness
the Raj Pramukh,

Government Secretariat,
Law Department,
Trivandrum.

N. S. RADHAKRISHNA SARMA,
Secretary to Government.

ACT X OF 1955

THE TRAVANCORE-COCHIN AGRICULTURAL PESTS AND DISEASES ACT.

An Act to make provision for preventing the spread of insect pests, plant diseases and noxious weeds within the State of Travancore-Cochin.

Preamble. Whereas it is expedient to take measures to prevent the spread of insect pests, plant diseases and noxious weeds injurious to health or to crops, plants, trees or water-supply or obstructive to waterways within the State of Travancore-Cochin;

Be it enacted in the Sixth Year of the Republic of India as follows:—

PART 1

PRELIMINARY.

1. *Short title, extent and commencement.* (1) This Act may be called the Travancore-Cochin Agricultural Pests and Diseases Act, 1955.

(2) It extends to the whole of the State of Travancore-Cochin.

(3) It shall come into force at once.

2. *Interpretation.* In this Act, unless there is anything repugnant in the subject or context—

(a) "insect pest" means any insect or other invertebrate animal which has been declared by notification under Section 3 of this Act to be an insect pest;

(*b*) "plant disease" means any fungoid, bacterial, parasitical or other disease which has been declared by notification under Section 3 of this Act to be a plant disease;

(*c*) "noxious weed" means any weed which has been declared by notification under Section 3 of this Act to be a noxious weed;

(*d*) "plant" includes the fruit, leaves, bark, cuttings or any living portion of a plant but does not include the seed unless the seed has been especially included in the definition of plant by the Government by notification;

(*e*) "occupier" means the person having for the time being the right of occupation of any land, premises, or water or his authorised agent or any person in actual occupation of the land, premises or water; and includes a local authority and a company having such right of occupation or in such actual occupation;

(*f*) "notified area" means the area covered by a notification published under Section 3;

(*g*) "Director of Agriculture" means an officer appointed by the Government to be the Director of Agriculture and includes every person who for the time being performs the duties of the office;

(*h*) "prescribed" means prescribed by notification or rules made under this Act.

PART II

OF INSECT PESTS, PLANT DISEASES AND NOXIOUS WEEDS.

3. *Notification by the Government of areas affected by insect pests, plant diseases or noxious weeds.* (1) If the Government consider that any pest, disease or weed in any local area is dangerous to health or is injurious to crops, plants, trees or water supply or is obstructive to water-ways and that it is necessary to take measures to eradicate it or to prevent its introduction or re-appearance, they may, by notification in the Gazette,—

(*a*) declare that such pest, disease or weed is an insect pest, a plant disease or a noxious weed,

(b) prohibit or restrict the removal of any plant from one place to another or prescribe such other preventive or remedial measures as may be necessary in respect of such pest, disease or weed, and

(c) define the local area within which and the period during which such notification shall be in force.

(2) Where the preventive or remedial measures prescribed in sub-section (1) include the removal or destruction of any plant in order to eradicate or prevent the introduction or re-appearance of any insect pest, such notification shall, prior to the date on which the notification shall come into force, be proclaimed in the local area defined in the notification in such manner as may be prescribed.

4. *Liability on the occupiers.* On the issue of a notification under Section 3, every occupier within the notified area shall be bound to carry out the remedial and preventive measures prescribed in such notification.

Explanation.—For the purpose only of this section, the Government shall be deemed to be the occupier in the case of all lands which are the property of Government within the meaning of Section 3, sub-section (1), of the Travancore-Cochin Land Conservancy Act, 1951 (Act XIX of 1951).

5. *Right of entry.* Any officer appointed under Section 20 may enter on any land or water within the notified area and take such action as may be necessary in order to ascertain.—

(*a*) whether any insect pest, plant disease or noxious weed is there present; and

(*b*) whether the prescribed remedial or preventive measures or both, as the case may require, have been taken.

6. *Procedure where measures prescribed to eradicate insect pests include removal or destruction of plants.* Where the remedial or preventive measures prescribed by a notification under Section 3 include the removal or destruction of any plant in order to eradicate or prevent the introduction or reappearance of any insect pest, any occupier who fails to remove such plant on or before the date specified in the notification shall be deemed to have committed an offence under this Act and the removal or destruction of such plant may be carried out by the inspecting officer or under his supervision.

7. *Inspecting officer may serve a notice on occupier to take remedial or preventive action.* (1) If any inspecting officer appointed under Section 20 finds that any prescribed remedial or preventive measures other than those specified in Section 6 have not been properly carried out, he may, subject to such rules as the Government may prescribe under Section 22, clause (e), call upon the occupier by notice in writing to carry out the prescribed remedial or preventive measures within a time to be specified in such notice.

(2) The occupier may, within seven days of the service upon him of such notice, prefer an appeal to the prescribed officer who may make such order as he thinks fit. The decision on such appeal shall be final.

(3) The officer receiving the appeal may extend the time specified in the notice under sub-section (1).

8. *Occupier failing to comply with the notice served on him commits an offence.* If any occupier upon whom notice has been served under Section 7 fails to comply with the notice within the time specified by the inspecting officer, or, in cases where an appeal has been preferred, by the pcescribed officer on appeal, he shall be deemed to have committed an offence under this Act and the prescribed remedial or preventive measures may be cacried out by the inspecting officer or undec his supervision.

9. *Recovery from the occupier of the cost of preventive or remedial measures carried out by the inspecting officer.* (1) If any prescribed remedial or preventive measures are carried out by the inspecting officer under Section 6 or Section 8, the cost of such measures shall be recoverable from the occupier as if it were an arcear of land revenue, but such occupier may appeal to the Collector within thirty days from the date of demand on the ground that—

(a) charges foc items other than cost of labour, material or use of implements have been included, or

(b) the chacges for labour, material or use of implements acc unduly high.

(2) The order of the Collector on such appeal shall be final.

10. *Destruction of trees or plants in execution of remedial or preventive measures and compensation therefor.* (1) If, in carrying out any prescribed remedial or preventive measures under Section 6 or Section 8, the inspecting officer destroys or causes to be destroyed,

(a) any tree which is infected with the insect pest or plant disease, or

(b) any plants, not being trees, some oc all of which are affected by the insect pest or plant disease but which are grown so closely together that it is not ordinarily practicable to treat each plant individually, or

(c) any plants including trees which, though not so infected have, in his opinion, become liable to such infection,

he shall serve a notice in wciting on the occupier stating pacticulars of the teecs and plants destroyed and his estimate of their value.

(2) When any trees or plants ace destroyed as aforesaid, the occupier shall be entitled to compensation as follows :—

for a teee destcoyed under sub-section (1), clause (a)—not exceeding one-half the value thecoof;

for plants destroyed under sub-section (1), clause (b)—not exceeding two-thirds the value thereof;

for plants destroyed under sub-section (1), clause (c)—their full value:

Provided that no compensation shall be payable for cotton plants the destruction of which has been prescribed in order to eradicate or prevent the introduction or re-appearance of any insect pest.

(3) For the purposes of this section, value shall mean the value of the tree or plant at the time of its destruction.

11. *Claims for compensation how and when to be made.* All claims for compensation under Section 10 or Section 17 shall be made in writing to the valuing officer appointed by the Government within one month from the service of the notice mentioned in sub-section (1) of Section 10, or within one month from the date of destruction of the tree or plant, as the case may be, by the occupier.

12. *Award of compensation.* (1) The valuing officer after making such inquiry and taking such evidence as he may consider necessary shall award compensation not exceeding the rates prescribed in Section 10 and transmit or cause to be transmitted copies of his award in writing to the occupier and to the inspecting officer.

(2) The date within which and the officer before whom an appeal may be preferred shall be entered in the award.

13. *Appeal against award.* Either the occupier or the inspecting officer may, within thirty days of the date of receipt of the award, prefer an appeal against such award to the prescribed officer whose decision shall be final.

14. *Obligation of village officers to report on insect pests, plant diseases or noxious weeds.* All village officers of villages in taluks adjoining a notified area within whose village limits a pest, disease or weed similar to the insect pest, plant disease or noxious weed within the notified area shall appear, shall report the same to the Collector.

15. *Punishment for offence under Section 6 or 8.* Any one convicted by a Magistrate of an offence under Section 6 or Section 8 of this Act shall be liable to fine not exceeding fifty rupees or in default to simple imprisonment for a period not exceeding ten days.

16. *Contravening notification under Section 3 (1) (b) to be an offence; and punishment therefor.* If any person contravenes a notification under Section 3, sub-section (1), clause (b), of this Act prohibiting or restricting the removal of any plant from one place to another, he shall be deemed to have committed an offence under this Act. Any one convicted by a

Magistrate of such an offence shall, in addition to confiscation and destruction of the plant in respect of which the offence was committed, be liable to fine not exceeding fifty rupees or in default to simple imprisonment for a period not exceeding ten days.

17. *Compensation for trees and plants destroyed by occupier.* Where an occupier destroys any trees or plants in obedience to a notice issued under Section 7, he shall be entitled to such compensation as he would have been entitled to under Section 10 if such tree or plant had been destroyed by the inspecting officer.

18. *Compensation not payable for noxious weeds destroyed.* Notwithstanding anything in this Act, no compensation shall be payable for any noxious weed destroyed.

19. *Institution of prosecutions or other legal proceedings under the Act.* (1) No suit, prosecution or other legal proceedings shall lie against any officer for anything done under this Act in good faith or for any damage to property caused by any action taken in good faith in carrying out the provisions of this Act.

(2) No prosecution under this Act shall be commenced without the previous sanction of the District Collector.

(3) No prosecution under this Act shall be commenced after six months from the date of the alleged offence.

20. *Appointment of inspecting officers.* The Government may, from time to time, appoint inspecting officers for the purpose of carrying out the duties prescribed in Sections 5, 6 and 7.

21. *Delegation of powers.* The Government may, by notification in the Gazette, delegate all or any of their powers under this Act except those conferred by Sections 3 and 22 to the Director of Agriculture or any other officer or to any local authority or the president or chairman of any local authority.

22. *Power to make rules.* The Government may, by notification in the Gazette, make such rules not inconsistent with the provisions of this Act as may, from time to time, be necessary—

(*a*) prescribing the methods of publication of description of insect pests, plant diseases and noxious weeds and of the treatment to be followed;

(*b*) prescribing the qualifications required of inspecting officers;

(*c*) prescribing the procedure to be followed in making an award under Section 12 and the methods and conditions of valuation of trees and plants;

(*d*) prescribing the officers to whom appeals may be made and the procedure to be followed in respect of such appeals;

(*e*) prescribing the procedure, notices and method of service thereof, notifications, registers and other processes needed fer the effectual working of this Act; and

(*f*) generally te carry out the purposes of this Act.

23. *Rules to be laid before the Legislative Assembly.* All rules made under this Act shall be laid for not less than seven days before the Legislative Assembly as soon es possible after they are made and shall be subject to such modificatiens as the Legislative Assembly may make during the session in which they are so laid.

24. *Repeal.* The Travancore Plant Pests and Plant Diseases Act, XII of 1094 and the Cochin Plant Pests and Plant Diseases Act, XIV of 1095 are hereby repealed.